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| Adopted | Rejected |
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COMMITTEE REPORT

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| YES: | 22 |
| NO: | 3 |

MR. SPEAKER:

Your Committee on Ways and Means, to which was referred Senate Bill 409, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 1, line 2, strike "If the public defense".
- 2 Page 1, strike lines 3 through 7.
- 3 Page 1, line 8, delete "two (2) transfers of funds to".
- 4 Page 1, line 8, strike "the public".
- 5 Page 1, strike lines 9 through 15 and insert "**The commission shall**
- 6 **give priority to certified claims for reimbursement in capital**
- 7 **cases. If the balance in the public defense fund is not adequate to**
- 8 **fully reimburse all certified claims in noncapital cases, the**
- 9 **commission shall prorate reimbursement of certified claims in**
- 10 **noncapital cases.**
- 11 SECTION 2. IC 33-11.6-4-15, AS AMENDED BY P.L.141-2002,
- 12 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 13 JULY 1, 2004]: Sec. 15. (a) The costs consist of **the following:**
- 14 (1) A township docket fee equal to five dollars (\$5) plus forty-five

percent (45%) of the infraction or ordinance violation costs fee under IC 33-19-5-2.

(2) Bailiff's service of process by registered or certified mail fee of thirteen dollars (\$13) for each service.

(3) The cost for the personal service of process by the bailiff or other process server in the amount of thirteen dollars (\$13) for each service.

(4) Witness fees, if any, in the amount provided by IC 33-19-1-6 to be taxed and charged in the circuit court of the county.

(5) A redocketing fee, if any, of five dollars (\$5).

(6) A document storage fee under IC 33-19-6-18.1.

(7) An automated record keeping fee under IC 33-19-6-19. ~~and~~

(8) A late fee, if any, under IC 33-19-6-20.

(9) A judicial administration fee under IC 33-19-6-19.3.

The docket fee and the cost for the initial service of process shall be paid upon the institution of each case. The cost of service rendered subsequent to the initial service shall be assessed and paid after such service has been made, and the cost of witness fees shall be paid before the witnesses are called.

(b) If the amount of the township docket fee computed under subsection (a)(1) is not equal to a whole number, the amount shall be rounded to the next highest whole number.

SECTION 3. IC 33-19-5-1, AS AMENDED BY P.L.1-2002, SECTION 133, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 1. (a) For each action that results in a felony conviction under IC 35-50-2 or a misdemeanor conviction under IC 35-50-3, the clerk shall collect from the defendant a criminal costs fee of one hundred twenty dollars (\$120).

(b) In addition to the criminal costs fee collected under this section, the clerk shall collect from the defendant the following fees if they are required under IC 33-19-6:

(1) A document fee.

(2) A marijuana eradication program fee.

(3) An alcohol and drug services program user fee.

(4) A law enforcement continuing education program fee.

(5) A drug abuse, prosecution, interdiction, and correction fee.

(6) An alcohol and drug countermeasures fee.

- (7) A child abuse prevention fee.
- (8) A domestic violence prevention and treatment fee.
- (9) A highway work zone fee.
- (10) A deferred prosecution fee (IC 33-19-6-16.2).
- (11) A document storage fee (IC 33-19-6-18.1).
- (12) An automated record keeping fee (IC 33-19-6-19).
- (13) A late payment fee (IC 33-19-6-20).
- (14) A sexual assault victims assistance fee (IC 33-19-6-21).
- (15) A judicial administration fee (IC 33-19-6-19.3).**

(c) Instead of the criminal costs fee prescribed by this section, the clerk shall collect a pretrial diversion program fee if an agreement between the prosecuting attorney and the accused person entered into under IC 33-14-1-7 requires payment of those fees by the accused person. The pretrial diversion program fee is:

- (1) an initial user's fee of fifty dollars (\$50); and
- (2) a monthly user's fee of ten dollars (\$10) for each month that the person remains in the pretrial diversion program.

(d) The clerk shall transfer to the county auditor or city or town fiscal officer the following fees, within thirty (30) days after they are collected, for deposit by the auditor or fiscal officer in the appropriate user fee fund established under IC 33-19-8:

- (1) The pretrial diversion fee.
- (2) The marijuana eradication program fee.
- (3) The alcohol and drug services program user fee.
- (4) The law enforcement continuing education program fee.

(e) Unless otherwise directed by a court, if a clerk collects only part of a criminal costs fee from a defendant under this section, the clerk shall distribute the partial payment of the criminal costs fee as follows:

- (1) First, the clerk shall apply the partial payment to general court costs.
- (2) Second, if there is money remaining after the partial payment is applied to general court costs under subdivision (1), the clerk shall distribute the partial payment for deposit in the appropriate county user fee fund.
- (3) Third, if there is money remaining after distribution under subdivision (2), the clerk shall distribute the partial payment for deposit in the state user fee fund.

(4) Fourth, if there is money remaining after distribution under subdivision (3), the clerk shall distribute the partial payment to any other applicable user fee fund.

(5) Fifth, if there is money remaining after distribution under subdivision (4), the clerk shall apply the partial payment to any outstanding fines owed by the defendant.

SECTION 4. IC 33-19-5-2, AS AMENDED BY P.L.1-2002, SECTION 134, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 2. (a) Except as provided in subsections (d) and (e), for each action that results in a judgment:

(1) for a violation constituting an infraction; or

(2) for a violation of an ordinance of a municipal corporation (as defined in IC 36-1-2-10);

the clerk shall collect from the defendant an infraction or ordinance violation costs fee of seventy dollars (\$70).

(b) In addition to the infraction or ordinance violation costs fee collected under this section, the clerk shall collect from the defendant the following fees if they are required under IC 33-19-6:

(1) A document fee (IC 33-19-6-1, IC 33-19-6-2, IC 33-19-6-3).

(2) An alcohol and drug services program user fee (IC 33-19-6-7(b)).

(3) A law enforcement continuing education program fee (IC 33-19-6-7(c)).

(4) An alcohol and drug countermeasures fee (IC 33-19-6-10).

(5) A highway work zone fee (IC 33-19-6-14).

(6) A deferred prosecution fee (IC 33-19-6-16.2).

(7) A jury fee (IC 33-19-6-17).

(8) A document storage fee (IC 33-19-6-18.1).

(9) An automated record keeping fee (IC 33-19-6-19).

(10) A late payment fee (IC 33-19-6-20).

(11) A judicial administration fee (IC 33-19-6-19.3).

(c) The clerk shall transfer to the county auditor or fiscal officer of the municipal corporation the following fees, within thirty (30) days after they are collected, for deposit by the auditor or fiscal officer in the user fee fund established under IC 33-19-8:

(1) The alcohol and drug services program user fee.

(2) The law enforcement continuing education program fee.

(3) The deferral program fee.

(d) The defendant is not liable for any ordinance violation costs fee in an action in which:

(1) the defendant was charged with an ordinance violation subject to IC 33-6-3;

(2) the defendant denied the violation under IC 33-6-3-2;

(3) proceedings in court against the defendant were initiated under IC 34-28-5 (or IC 34-4-32 before its repeal); and

(4) the defendant was tried and the court entered judgment for the defendant for the violation.

(e) Instead of the infraction or ordinance violation costs fee prescribed by subsection (a), the clerk shall collect a deferral program fee if an agreement between a prosecuting attorney or an attorney for a municipal corporation and the person charged with a violation entered into under IC 34-28-5-1 (or IC 34-4-32-1 before its repeal) requires payment of those fees by the person charged with the violation. The deferral program fee is:

(1) an initial user's fee not to exceed fifty-two dollars (\$52); and

(2) a monthly user's fee not to exceed ten dollars (\$10) for each month the person remains in the deferral program.

SECTION 4. IC 33-19-5-3, AS AMENDED BY P.L.1-2002, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 3. (a) For each action filed under:

(1) IC 31-34 or IC 31-37 (delinquent children and children in need of services); or

(2) IC 31-14 (paternity);

the clerk shall collect a juvenile costs fee of one hundred twenty dollars (\$120).

(b) In addition to the juvenile costs fee collected under this section, the clerk shall collect the following fees if they are required under IC 33-19-6:

(1) A document fee.

(2) A marijuana eradication program fee.

(3) An alcohol and drug services program user fee.

(4) A law enforcement continuing education program fee.

(5) An alcohol and drug countermeasures fee.

(6) A document storage fee (IC 33-19-6-18.1).

(7) An automated record keeping fee (IC 33-19-6-19).

(8) A late payment fee (IC 33-19-6-20).

(9) A judicial administration fee (IC 33-19-6-19.3).

(c) The clerk shall transfer to the county auditor or city or town fiscal officer the following fees, within thirty (30) days after they are collected, for deposit by the auditor or fiscal officer in the appropriate user fee fund established under IC 33-19-8:

(1) The marijuana eradication program fee.

(2) The alcohol and drug services program user fee.

(3) The law enforcement continuing education program fee.

SECTION 5. IC 33-19-5-4, AS AMENDED BY P.L.1-2002, SECTION 136, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 4. (a) For each civil action except:

(1) proceedings to enforce a statute defining an infraction under IC 34-28-5-4 (or IC 34-4-32-4 before its repeal);

(2) proceedings to enforce an ordinance under IC 34-28-5-4 (or IC 34-4-32-4 before its repeal);

(3) proceedings in juvenile court under IC 31-34 or IC 31-37;

(4) proceedings in paternity under IC 31-14;

(5) proceedings in small claims court under IC 33-11.6; and

(6) proceedings in actions under section 6 of this chapter;

the clerk shall collect from the party filing the action a civil costs fee of one hundred dollars (\$100).

(b) In addition to the civil costs fee collected under this section, the clerk shall collect the following fees if they are required under IC 33-19-6:

(1) A document fee.

(2) A support and maintenance fee.

(3) A document storage fee (IC 33-19-6-18.1).

(4) An automated record keeping fee (IC 33-19-6-19).

(5) A judicial administration fee (IC 33-19-6-19.3).

SECTION 6. IC 33-19-5-5, AS AMENDED BY P.L.167-2003, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) For each small claims action the clerk shall collect from the party filing the action a:

(1) small claims costs fee of thirty-five dollars (\$35); and

(2) small claims service fee of five dollars (\$5) for each defendant

1 named or added in the small claims action.
 2 However, a clerk may not collect a small claims costs fee or small
 3 claims service fee for a small claims action filed by or on behalf of the
 4 attorney general.

5 (b) In addition to a small claims costs fee and small claims service
 6 fee collected under this section, the clerk shall collect the following fees
 7 if they are required under IC 33-19-6:

- 8 (1) A document fee.
- 9 (2) A document storage fee (IC 33-19-6-18.1).
- 10 (3) An automated record keeping fee (IC 33-19-6-19).
- 11 **(4) A judicial administration fee (IC 33-19-6-19.3).**

12 SECTION 7. IC 33-19-5-6, AS AMENDED BY P.L.1-2002,
 13 SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2004]: Sec. 6. (a) Except as provided under subsection (c), for
 15 each action filed under:

- 16 (1) IC 6-4.1-5 (determination of inheritance tax);
 - 17 (2) IC 29 (probate); and
 - 18 (3) IC 30 (trusts and fiduciaries);
- 19 the clerk shall collect from the party filing the action a probate costs fee
 20 of one hundred twenty dollars (\$120).

21 (b) In addition to the probate costs fee collected under this section,
 22 the clerk shall collect from the party filing the action the following fees
 23 if they are required under IC 33-19-6:

- 24 (1) A document fee.
- 25 (2) A document storage fee (IC 33-19-6-18.1).
- 26 (3) An automated record keeping fee (IC 33-19-6-19).
- 27 **(4) A judicial administration fee (IC 33-19-6-19.3).**

28 (c) A clerk may not collect a court costs fee for the filing of the
 29 following exempted actions:

- 30 (1) Petition to open a safety deposit box.
- 31 (2) Filing an inheritance tax return, unless proceedings other than
 32 the court's approval of the return become necessary.
- 33 (3) Offering a will for probate under IC 29-1-7, unless
 34 proceedings other than admitting the will to probate become
 35 necessary.

36 SECTION 8. IC 33-19-6-19.3 IS ADDED TO THE INDIANA
 37 CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2004]: **Sec. 19.3. (a) This subsection does not apply to the**
 2 **following:**

- 3 (1) **A criminal proceeding.**
- 4 (2) **A proceeding for an infraction violation.**
- 5 (3) **A proceeding for an ordinance violation.**

6 **In each action filed in a court described in IC 33-19-1-1, the clerk**
 7 **shall collect a judicial administration fee of one dollar (\$1) during**
 8 **the period beginning July 1, 2004, and ending June 30, 2005, and**
 9 **two dollars (\$2) after June 30, 2005.**

10 **(b) In each action in which a person is:**

- 11 **(1) convicted of an offense;**
- 12 **(2) required to pay a pretrial diversion fee;**
- 13 **(3) found to have violated an infraction; or**
- 14 **(4) found to have violated an ordinance;**

15 **the clerk shall collect a judicial administration fee of one dollar**
 16 **(\$1) during the period beginning July 1, 2004, and ending June 30,**
 17 **2005, and two dollars (\$2) after June 30, 2005.**

18 SECTION 9. IC 33-19-7-1, AS AMENDED BY P.L.167-2003,
 19 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2005]: Sec. 1. (a) The clerk of a circuit court shall
 21 semiannually distribute to the auditor of state as the state share for
 22 deposit in the state general fund seventy percent (70%) of the amount
 23 of fees collected under the following:

- 24 (1) IC 33-19-5-1(a) (criminal costs fees).
- 25 (2) IC 33-19-5-2(a) (infraction or ordinance violation costs fees).
- 26 (3) IC 33-19-5-3(a) (juvenile costs fees).
- 27 (4) IC 33-19-5-4(a) (civil costs fees).
- 28 (5) IC 33-19-5-5(a)(1) (small claims costs fees).
- 29 (6) IC 33-19-5-6(a) (probate costs fees).
- 30 (7) IC 33-19-6-16.2 (deferred prosecution fees).

31 **(b) The clerk of a circuit court shall semiannually distribute to the**
 32 **auditor of state for deposit in the state user fee fund established under**
 33 **IC 33-19-9-2 the following:**

- 34 (1) **Twenty-five percent (25%) of the drug abuse, prosecution,**
 35 **interdiction, and correction fees collected under**
 36 **IC 33-19-5-1(b)(5).**

(2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under IC 33-19-5-1(b)(6), IC 33-19-5-2(b)(4), and IC 33-19-5-3(b)(5).

(3) Fifty percent (50%) of the child abuse prevention fees collected under IC 33-19-5-1(b)(7).

(4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected under IC 33-19-5-1(b)(8).

(5) One hundred percent (100%) of the highway work zone fees collected under IC 33-19-5-1(b)(9) and IC 33-19-5-2(b)(5).

(6) One hundred percent (100%) of the safe schools fee collected under IC 33-19-6-16.3.

(7) One hundred percent (100%) of the automated record keeping fee (IC 33-19-6-19).

(c) The clerk of a circuit court shall monthly distribute to the county auditor the following:

(1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees collected under IC 33-19-5-1(b)(5).

(2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under IC 33-19-5-1(b)(6), IC 33-19-5-2(b)(4), and IC 33-19-5-3(b)(5).

The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free community fund established under IC 5-2-11.

(d) The clerk of a circuit court shall monthly distribute to the county auditor fifty percent (50%) of the child abuse prevention fees collected under IC 33-19-5-1(b)(8). The county auditor shall deposit fees distributed by a clerk under this subsection into the county child advocacy fund established under IC 12-17-17.

(e) The clerk of a circuit court shall monthly distribute to the county auditor one hundred percent (100%) of the late payment fees collected under IC 33-19-6-20. The county auditor shall deposit fees distributed by a clerk under this subsection as follows:

(1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor shall deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established under IC 33-19-6-1.5 and sixty percent (60%) of the fees in the

1 county general fund.

2 (2) If the county fiscal body has not adopted an ordinance under
3 subdivision (1), the county auditor shall deposit all the fees in the
4 county general fund.

5 (f) The clerk of the circuit court shall semiannually distribute to the
6 auditor of state for deposit in the sexual assault victims assistance fund
7 established under IC 16-19-13-6 one hundred percent (100%) of the
8 sexual assault victims assistance fees collected under IC 33-19-6-21.

9 (g) The clerk of a circuit court shall monthly distribute to the county
10 auditor the following:

11 (1) One hundred percent (100%) of the support and maintenance
12 fees for cases designated as non-Title IV-D child support cases in
13 the Indiana support enforcement tracking system (ISETS)
14 collected under IC 33-19-6-5.

15 (2) The percentage share of the support and maintenance fees for
16 cases designated as IV-D child support cases in ISETS collected
17 under IC 33-19-6-5 that is reimbursable to the county at the
18 federal financial participation rate.

19 The county clerk shall monthly distribute to the office of the secretary
20 of family and social services the percentage share of the support and
21 maintenance fees for cases designated as Title IV-D child support cases
22 in ISETS collected under IC 33-19-6-5 that is not reimbursable to the
23 county at the applicable federal financial participation rate.

24 (h) The clerk of a circuit court shall monthly distribute to the county
25 auditor one hundred percent (100%) of the small claims service fee
26 under IC 33-19-5-5(a)(2) for deposit in the county general fund.

27 **(i) The clerk of a circuit court shall semiannually distribute to**
28 **the auditor of state for deposit in the state general fund one**
29 **hundred percent (100%) of the judicial administration fee**
30 **collected under IC 33-19-6-19.3.**

31 SECTION 10. IC 33-19-7-4, AS AMENDED BY P.L.167-2003,
32 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2005]: Sec. 4. (a) The clerk of a city or town court shall
34 semiannually distribute to the auditor of state as the state share for
35 deposit in the state general fund fifty-five percent (55%) of the amount
36 of fees collected under the following:

37 (1) IC 33-19-5-1(a) (criminal costs fees).

1 (2) IC 33-19-5-2(a) (infraction or ordinance violation costs fees).

2 (3) IC 33-19-5-4(a) (civil costs fees).

3 (4) IC 33-19-5-5(a)(1) (small claims costs fees).

4 (5) IC 33-19-6-16.2 (deferred prosecution fees).

5 (b) Once each month the city or town fiscal officer shall distribute
6 to the county auditor as the county share twenty percent (20%) of the
7 amount of fees collected under the following:

8 (1) IC 33-19-5-1(a) (criminal costs fees).

9 (2) IC 33-19-5-2(a) (infraction or ordinance violation costs fees).

10 (3) IC 33-19-5-4(a) (civil costs fees).

11 (4) IC 33-19-5-5(a)(1) (small claims costs fees).

12 (5) IC 33-19-6-16.2 (deferred prosecution fees).

13 (c) The city or town fiscal officer shall retain twenty-five percent
14 (25%) as the city or town share of the fees collected under the
15 following:

16 (1) IC 33-19-5-1(a) (criminal costs fees).

17 (2) IC 33-19-5-2(a) (infraction or ordinance violation costs fees).

18 (3) IC 33-19-5-4(a) (civil costs fees).

19 (4) IC 33-19-5-5(a)(1) (small claims costs fees).

20 (5) IC 33-19-6-16.2 (deferred prosecution fees).

21 (d) The clerk of a city or town court shall semiannually distribute to
22 the auditor of state for deposit in the state user fee fund established
23 under IC 33-19-9 the following:

24 (1) Twenty-five percent (25%) of the drug abuse, prosecution,
25 interdiction, and corrections fees collected under
26 IC 33-19-5-1(b)(5).

27 (2) Twenty-five percent (25%) of the alcohol and drug
28 countermeasures fees collected under IC 33-19-5-1(b)(6),
29 IC 33-19-5-2(b)(4), and IC 33-19-5-3(b)(5).

30 (3) One hundred percent (100%) of the highway work zone fees
31 collected under IC 33-19-5-1(b)(9) and IC 33-19-5-2(b)(5).

32 (4) One hundred percent (100%) of the safe schools fee collected
33 under IC 33-19-6-16.3.

34 (5) One hundred percent (100%) of the automated record keeping
35 fee (IC 33-19-6-19).

36 (e) The clerk of a city or town court shall monthly distribute to the
37 county auditor the following:

(1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and corrections fees collected under IC 33-19-5-1(b)(5).

(2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under IC 33-19-5-1(b)(6), IC 33-19-5-2(b)(4), and IC 33-19-5-3(b)(5).

The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free community fund established under IC 5-2-11.

(f) The clerk of a city or town court shall distribute monthly to the city or town fiscal officer (as defined in IC 36-1-2-7) one hundred percent (100%) of the late payment fees collected under IC 33-19-6-20. The city or town fiscal officer (as defined in IC 36-1-2-7) shall deposit fees distributed by a clerk under this subsection in the city or town general fund.

(g) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the state general fund one hundred percent (100%) of the judicial administration fee collected under IC 33-19-6-19.3.

SECTION 11. IC 33-19-7-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 5. (a) On June 30 and on December 31 of each year, the auditor of state shall transfer to the treasurer of state six million seven hundred four thousand two hundred fifty-seven dollars (\$6,704,257) for distribution under subsection (b).

(b) On June 30 and on December 31 of each year the treasurer of state shall deposit into:

(1) the family violence and victim assistance fund established under IC 12-18-5-2 an amount equal to eleven and eight-hundredths percent (11.08%);

(2) the Indiana judges' retirement fund established under IC 33-13-8 an amount equal to twenty-five and twenty-one hundredths percent (25.21%);

(3) the law enforcement academy building fund established under IC 5-2-1-13 an amount equal to three and fifty-two hundredths percent (3.52%);

(4) the law enforcement training fund established under IC 5-2-1-13 an amount equal to fourteen and nineteen-hundredths

1 percent (14.19%);

2 (5) the violent crime victims compensation fund established under
3 IC 5-2-6.1-40 an amount equal to sixteen and fifty-hundredths
4 percent (16.50%);

5 (6) the motor vehicle highway account an amount equal to
6 twenty-six and ninety-five hundredths percent (26.95%);

7 (7) the fish and wildlife fund established by IC 14-22-3-2 an
8 amount equal to thirty-two hundredths of one percent (0.32%);

9 and

10 (8) the Indiana judicial center drug and alcohol programs fund
11 established under IC 12-23-14-17 for the administration,
12 certification, and support of alcohol and drug services programs
13 under IC 12-23-14 an amount equal to two and twenty-three
14 hundredths percent (2.23%);

15 of the amount transferred by the auditor of state under subsection (a).

16 (c) On June 30 and on December 31 of each year the auditor of
17 state shall transfer to the treasurer of state:

18 **(1) after June 30, 2004, and before July 1, 2005, one million**
19 **two seven hundred thousand dollars (~~\$1,200,000~~) (\$1,700,000)**
20 **for deposit into the public defense fund established under**
21 **IC 33-9-14; and**

22 **(2) after June 30, 2005, two million two hundred thousand**
23 **dollars (\$2,200,000).**

24 **SECTION 12. [EFFECTIVE JULY 1, 2004] (a) In addition to a**
25 **small claims costs fee and small claims service fee collected under**
26 **IC 33-19-5-5, as in effect on July 1, 2004, the circuit court clerk**
27 **shall collect a judicial administration fee under IC 33-19-6-19.3,**
28 **as added by this act, if the judicial administration fee is required**
29 **to be collected under IC 33-19-6.**

30 **(b) This SECTION expires July 1, 2005.**

31 **SECTION 13. [EFFECTIVE JULY 1, 2004] (a) A circuit court**
32 **clerk shall semiannually distribute to the auditor of state for**
33 **deposit in the state general fund one hundred percent (100%) of**
34 **the judicial administration fee collected under IC 33-19-6-19.3.**

35 **(b) The clerk of a city or town court shall semiannually**
36 **distribute to the auditor of state for deposit in the state general**

- 1 **fund one hundred percent (100%) of the judicial administration**
- 2 **fee collected under IC 33-19-6-19.3.**
- 3 **(c) This SECTION expires July 1, 2005."**
- 4 Renumber all SECTIONS consecutively.
 (Reference is to SB 409 as printed January 30, 2004.)

and when so amended that said bill do pass.

Representative Crawford